

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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S.M. and P.R., <i>on behalf of themselves and their</i>	:	
<i>minor child, T.R.,</i>	:	
Plaintiffs,	:	
	:	20 Civ. 7770 (LGS)
-against-	:	
	:	<u>ORDER</u>
	:	
NEW YORK CITY DEPARTMENT OF	:	
EDUCATION,	:	
Defendant.	:	
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LORNA G. SCHOFIELD, District Judge:

WHEREAS, Plaintiffs filed their Complaint on September 21, 2020. Defendant filed its Answer on January 13, 2021. It is hereby

**ORDERED** that by **January 21, 2021**, the parties shall return an executed Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form to the Clerk of Court,<sup>1</sup> if the parties agree to conduct all further proceedings before Judge Aaron, in compliance with Rule 73.1 of the Local Civil Rules for the Southern and Eastern Districts of New York. It is further

**ORDERED** that by **February 4, 2021**, Plaintiffs shall file a motion for summary judgment, not to exceed 25 pages. By **February 25, 2021**, Defendant shall file the opposition and any cross-motion for summary judgment, not to exceed 30 pages. By **March 18, 2021**, Plaintiffs shall file a reply and opposition to Defendant's cross-motion for summary judgment if any, not to exceed 15 pages. By **April 1, 2021**, Defendant shall file a reply in support of the cross-motion for summary judgment if any, not to exceed 10 pages. Notwithstanding these page

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<sup>1</sup> The form is available at [https://nysd.uscourts.gov/sites/default/files/practice\\_documents/kpfSDNYFormConsentingToProceedForAllPurposesBeforeAMagistrateJudge.pdf](https://nysd.uscourts.gov/sites/default/files/practice_documents/kpfSDNYFormConsentingToProceedForAllPurposesBeforeAMagistrateJudge.pdf).

limits, each party has discretion over how to allocate its respective 40 pages total of briefing across its two briefs, provided neither party exceeds the 40 pages of briefing total. It is further

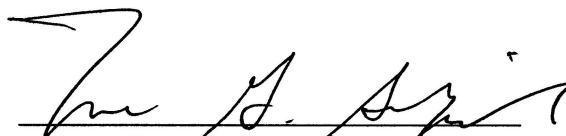
**ORDERED** that the parties shall Bates-stamp the administrative record (the “Record”) such that each page has a unique Bates number. It is further

**ORDERED** that, in lieu of separate Local Rule 56.1 statements, the parties shall file a joint statement of undisputed facts (“Joint Statement”), with citations to the Bates-stamped Record, **by the time that the first brief is due**. The parties shall indicate any disputed facts clearly in the Joint Statement. It is further

**ORDERED** that, within two days of the cross-motions being fully briefed, the parties shall email to Chambers a text-searchable copy of the Bates-stamped Record and a Word version of the Joint Statement. Except as provided here, the parties shall follow the Individual Rules and Emergency Individual Rules and Practices in Light of COVID-19 on motions, exhibits and courtesy copies.

If the parties consent to Judge Aaron’s jurisdiction, they shall seek further instructions from Judge Aaron on delivering electronic copies of the record and the Joint Statement and physical courtesy copies to his Chambers.

Dated: January 14, 2021  
New York, New York



**LORNA G. SCHOFIELD**  
**UNITED STATES DISTRICT JUDGE**